

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In Re:	§	Chapter 11
	§	
W.R. GRACE & CO., et al.,	§	Jointly Administered
	§	Case No. 01-01139 (JKF)
Debtors.	§	
	§	

**FEE AUDITOR'S FINAL REPORT REGARDING
FEE APPLICATION OF WOODCOCK WASHBURN LLP
FOR THE THIRTIETH INTERIM PERIOD**

This is the final report of Warren H. Smith & Associates, P.C., acting in its capacity as fee auditor in the above-captioned bankruptcy proceedings, regarding the Thirtieth Interim Quarterly Fee Application of Woodcock Washburn LLP (the "Application").

BACKGROUND

1. Woodcock Washburn LLP ("Woodcock Washburn") was retained as special litigation counsel to the Debtors. In the Application, Woodcock Washburn seeks approval of fees totaling \$39,246.50¹ and expenses totaling \$762.00 for its services during the Application Period.

2. In conducting this audit and reaching the conclusions and recommendations contained herein, we reviewed in detail the Application in its entirety, including each of the time and expense entries included in the exhibits to the Application, for compliance with 11 U.S.C. § 330, Local Rule 2016-2 of the Local Rules of the United States Bankruptcy Court for the District of Delaware, Amended Effective February 1, 2008, and the United States Trustee Guidelines for

¹The total fees billed in Woodcock Washburn's monthly fee applications of \$40,158.50 exceed the amount requested in the quarterly Application by \$912.00. However, we have been advised by Woodcock Washburn that \$912.00 had been billed in error on one of its August invoices, and that \$39,246.50 is, in fact, the total fee request.

Reviewing Applications for Compensation and Reimbursement of Expenses Filed Under 11 U.S.C. § 330, Issued January 30, 1996 (the "U.S. Trustee Guidelines"), as well as for consistency with precedent established in the United States Bankruptcy Court for the District of Delaware, the United States District Court for the District of Delaware, and the Third Circuit Court of Appeals. We served an initial report on Woodcock Washburn, and received a response from Woodcock Washburn, portions of which response are quoted herein.

DISCUSSION

3. In our initial report, we noted a mathematical error on Woodcock Washburn's July 2008 monthly fee application. The number of hours billed by attorney Gary Levin was overstated by 0.50, resulting in an overcharge of \$285.00. When we inquired of Woodcock Washburn concerning this issue, Woodcock Washburn responded that it "agree[d] to [our] calculation of the July bill and to the proposed reduction of \$285.00." We appreciate Woodcock Washburn's response and recommend a reduction of \$285.00 in fees.

CONCLUSION

4. Thus, we recommend approval of \$38,961.50 in fees (\$39,246.50 minus \$285.00) and \$762.00 in expenses for Woodcock Washburn's services for the Application Period.

Respectfully submitted,

WARREN H. SMITH & ASSOCIATES, P.C.

By: 


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FEE AUDITOR

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document has been served by First Class United States mail to the attached service list on this 25th day of February, 2009.


Warren H. Smith

SERVICE LIST

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